

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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ROBERT L. BONCZEK,

Civil 09-1137 (JRT/SRN)

Plaintiff,

v.

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

SOCIAL SECURITY  
ADMINISTRATION,

Defendant.

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Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Susan Richard Nelson dated September 3, 2009, all the files and records, and no objections having been filed to said Report and Recommendation.

Accordingly, **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss [Docket No. 3] is **GRANTED**.

Dated: September 29, 2009  
at Minneapolis, Minnesota

s/John R. Tunheim  
**JOHN R. TUNHEIM**  
United States District Judge